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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

NOVARTIS PHARMACEUTICALS CORPORATION, Plaintiff, v. ACTAVIS LLC; APOTEX, INC.; APOTEX, CORP.; GLAND PHARMA LTD.; DR. REDDY'S LABORATORIES, INC.; DR. REDDY'S LABORATORIES LTD.; EMCURE PHARMACEUTICALS USA, INC.; EMCURE PHARMACEUTICALS, LTD; HOSPIRA,	)	**DOCUMENT ELECTRONICALLY FILED** Civil Action No. 13-cv-1028-SDW-MCA

INC.; PHARMACEUTICS INTERNATIONAL INC.; SAGENT PHARMACEUTICALS, INC.; ACS DOBFAR INFO S.A.; STRIDES, INC.; AGILA SPECIALTIES PRIVATE LTD.; SUN PHARMA GLOBAL FZE; CARACO PHARMACEUTICAL LABORATORIES, LTD; SUN PHARMACEUTICAL INDUSTRIES LTD.; WOCKHARDT USA LLC; and WOCKHARDT LTD.	)
Defendants.	)

DECLARATION OF KAREN A. CONFOY IN SUPPORT OF WOCKHARDT USA LLC AND WOCKHARDT LTD.'S REPLY TO THEIR MOTION TO DISMISS COUNT II OF THE CORRECTED AMENDED COMPLAINT

I, KAREN A. CONFOY, hereby declare as follows:

1. I am counsel for Defendants Wockhardt USA LLC and Wockhardt Limited (collectively "Wockhardt") in the above-captioned action and in Civil Action No. 12-3967 (SDW/MCA). I submit this declaration in support of Wockhardt's Reply to Their Motion to Dismiss Count II of the Corrected Amended Complaint.

2. I am an attorney at law admitted to practice before the United States District Court for the District of New Jersey. I am a partner at Fox Rothschild, LLP. Unless otherwise stated, the facts set forth in this declaration are true and of my own personal knowledge, and, if called upon to do so, I could and would testify competently to them.

3. Attached hereto as **Exhibit 1** are a true and correct copies of the FDA's Approved Drug Products regarding Dr. Reddy's Laboratory, Emcure Pharmaceuticals, and Hospira Inc., available on the FDA's website at http://www.accessdata.fda.gov/scripts/cder/drugsatfda/index.cfm?fuseaction=Search.DrugDetails, accessed on May 10, 2013.

4. Attached hereto as **Exhibit 2** is a true and correct copy of the FDA's Approved Drug Products list for zoledronic acid available on the FDA's website at http://www.accessdata.fda.gov/scripts/cder/drugsatfda/index.cfm?fuseaction=Search.Overview&DrugName=ZOLEDRONIC%20ACID, accessed on May 10, 2013.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: May 13, 2013

/s/ Karen A. Confoy
Karen A. Confoy
kconfoy@foxrothschild.com

Counsel for Wockhardt USA LLC and Wockhardt Limited

EXHIBIT 1

Drugs@FDA: FDA Approved Drug Products

Drugs@FDA
FDA Approved Drug Products

Drug Details

Drug Name(s)	**ZOLEDRONIC ACID**
FDA Application No.	**(ANDA) 091363**
Active Ingredient(s)	**ZOLEDRONIC ACID**
Company	**DR REDDYS LABS LTD**
Original Approval or Tentative Approval Date	**March 29, 2013**

- **Therapeutic Equivalents**
- **Approval History, Letters, Reviews, and Related Documents**
- **Labels are not available**

Products on Application (ANDA) #091363
Click on a column header to re-sort the table:

Drug Name	Active Ingredients	Strength	Dosage Form/Route	Marketing Status	RLD	TE Code
ZOLEDRONIC ACID	ZOLEDRONIC ACID	EQ 5MG BASE/100ML	INJECTABLE; INJECTION	Prescription	No	AP

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Drug Details

Drug Name(s)	**ZOLEDRONIC ACID**
FDA Application No.	**(ANDA) 201801**
Active Ingredient(s)	**ZOLEDRONIC ACID**
Company	**EMCURE PHARMS LTD**
Original Approval or Tentative Approval Date	**March 29, 2013**

- **Therapeutic Equivalents**
- **Approval History, Letters, Reviews, and Related Documents**
- **Labels are not available**

Products on Application (ANDA) #201801
Click on a column header to re-sort the table:

Drug Name	Active Ingredients	Strength	Dosage Form/Route	Marketing Status	RLD	TE Code
ZOLEDRONIC ACID	ZOLEDRONIC ACID	EQ 5MG BASE/100ML	INJECTABLE; INJECTION	Prescription	No	AP

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Drug Details

Drug Name(s)	**ZOLEDRONIC ACID**
FDA Application No.	**(ANDA) 202837**
Active Ingredient(s)	**ZOLEDRONIC ACID**
Company	**HOSPIRA INC**
Original Approval or Tentative Approval Date	**April 5, 2013**

- **Therapeutic Equivalents**
- **Approval History, Letters, Reviews, and Related Documents**
- **Labels are not available**

Products on Application (ANDA) #202837
Click on a column header to re-sort the table:

Drug Name	Active Ingredients	Strength	Dosage Form/Route	Marketing Status	RLD	TE Code
ZOLEDRONIC ACID	ZOLEDRONIC ACID	EQ 5MG BASE/100ML	INJECTABLE; IV (INFUSION)	Prescription	No	AP

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7. http://www.fda.gov/Drugs/InformationOnDrugs/UCM079874
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EXHIBIT 2

Drugs@FDA: FDA Approved Drug Products

Drugs@FDA
FDA Approved Drug Products

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Overview

Drug Name	**ZOLEDRONIC ACID**
Active Ingredient(s)	**• ZOLEDRONIC ACID**
Form(s) and Strength(s) Available	**• INJECTABLE; INJECTION: 4MG ; 4MMG ; 5MG/100ML ; EQ 5MG BASE/100ML** **• INJECTABLE; IV (INFUSION): EQ 4MG BASE/5ML ; EQ 4MG BASE/VIAL ; EQ 5MG BASE/100ML**

Details about drugs are organized by FDA Application Number (NDA or ANDA or BLA).

Click on a drug name or application number to view drug details:
Click on a column header to re-sort the table:

Drug Name and FDA Application Number	Label Info	Dosage Form/Route	Strength	Marketing Status	Company
ZOLEDRONIC ACID (ANDA # 078533)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	None (Tentative Approval)	APOTEX INC
ZOLEDRONIC ACID (ANDA # 078576)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/VIAL	None (Tentative Approval)	TEVA PARENTERAL
ZOLEDRONIC ACID (ANDA # 078580)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/VIAL	None (Tentative Approval)	TEVA PARENTERAL
ZOLEDRONIC ACID (ANDA # 090018)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/VIAL	Prescription	SUN PHARMA GLOBAL
ZOLEDRONIC ACID (ANDA # 090330)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	None (Tentative Approval)	PHARMAFORCE
ZOLEDRONIC ACID (ANDA # 090621)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	None (Tentative Approval)	HOSPIRA INC
ZOLEDRONIC ACID (ANDA # 090709)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	None (Tentative Approval)	HOSPIRA INC
ZOLEDRONIC ACID (ANDA # 091170)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	Prescription	PHARMACEUTICS
ZOLEDRONIC ACID (ANDA # 091186)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	Prescription	DR REDDYS LABS LTD
ZOLEDRONIC ACID (ANDA # 091187)	Not Available	INJECTABLE; INJECTION	4MMG	None (Tentative Approval)	DR REDDYS LABS LTD
ZOLEDRONIC ACID (ANDA # 091363)	Not Available	INJECTABLE; INJECTION	EQ 5MG BASE/100ML	Prescription	DR REDDYS LABS LTD
ZOLEDRONIC ACID (ANDA # 091364)	Not Available	INJECTABLE; INJECTION	5MG/100ML	None (Tentative Approval)	DR REDDYS LABS LTD
ZOLEDRONIC ACID (ANDA # 201783)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	Prescription	EMCURE PHARMS LTD
ZOLEDRONIC ACID (ANDA # 201801)	Not Available	INJECTABLE; INJECTION	EQ 5MG BASE/100ML	Prescription	EMCURE PHARMS LTD
ZOLEDRONIC ACID (ANDA # 202472)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	Prescription	ACTAVIS INC
ZOLEDRONIC ACID (ANDA # 202571)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	Prescription	PHARMS
ZOLEDRONIC ACID (ANDA # 202650)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	Prescription	AGILA SPECLTS
ZOLEDRONIC ACID (ANDA # 202746)	Not Available	INJECTABLE; IV (INFUSION)	EQ 4MG BASE/5ML	Prescription	SUN PHARMA GLOBAL
ZOLEDRONIC ACID (ANDA # 202837)	Not Available	INJECTABLE; IV (INFUSION)	EQ 5MG BASE/100ML	Prescription	HOSPIRA INC
ZOLEDRONIC ACID (NDA # 203231)	Not Available	INJECTABLE; INJECTION	4MG	None (Tentative Approval)	ACS DOBFAR INFO SA

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